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**CONFIDENTIAL ATTORNEY-CLIENT
PRIVILEGED COMMUNICATION**

Date: NOVEMBER 24, 2003

To: EXAMINER RICHARD ROSENBERGER
U.S. PATENT AND TRADEMARK OFFICE

Fax #: (703) 872-9318

From: FRANK C. NICHOLAS
Fax #: (847) 424-2521

Client/Matter No.: DP-304354 (7500/51)

of Pages: 16
(including cover sheet)

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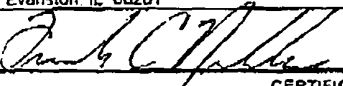
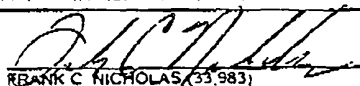
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Attorney Docket No	DP-304354 (7500/51)
	Application Number	09/822 918
	Filing Date	MARCH 30, 2001
	First Named Inventor	MICHAEL P. OLIVER
	Group Art Unit	2877
	Examiner	ROSENBERGER, R. A

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Response to Office Action Dated August 22, 2003 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Status Letter <input type="checkbox"/> Petition for Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement, PTO-1449, art <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Drawings <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request of Refund	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Post Card Receipt <input type="checkbox"/> Additional Enclosure(s) (please identify below) <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
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<input checked="" type="checkbox"/> I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 50-1713. A duplicate copy of this sheet is enclosed.		

CALCULATION OF FEE

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Total		Minus			x \$9=	0		x \$18=	
Indep		Minus			x \$43=	0		x \$86=	
First Presentation of Multiple Dep. Claim					+ \$145=	--		+ \$290=	
					Total add'l fee			Total add'l fee	
					\$ 0			\$	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or individual name	FRANK C. NICHOLAS Registration No. 33,983 CARDINAL LAW GROUP 1803 Orrington Avenue, Suite 2000 Evanston, IL 60201		
Signature		Date	November 24, 2003
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Signature	 FRANK C. NICHOLAS (33,983)	Date	November 24, 2003

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FRANK C. NICHOLAS (33,983)
Name of applicant, assignee or registered representative

Frank C. Nicholas
Signature

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PATENT
Case No.: DP-304354
(7500/51)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	
)	
MICHAEL P. OLIVER)	Examiner: ROSENBERGER, R. A.
)	
Serial No.: 09/822,916)	
)	Group Art Unit: 2877
Filing Date: MARCH 30, 2001)	
)	
For: FIBER OPTIC CALIBRATION)	
FIXTURE AND METHOD)	

RESPONSE TO OFFICE ACTION DATED AUGUST 22, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22202-1450

Dear Sir:

In response to a first Non-Final Office Action dated August 22, 2003, please
amend the above-identified application as follows:

November 24, 2003
Case No.: DP-304354 (7500/51)
Serial No.: 09/822,916
Filed: March 30, 2001
Page 2

INTRODUCTORY COMMENTS

The present amendment replies to a first Non-Final Office Action dated August 22, 2003. Claims 1-20 are currently pending in the present application. Examiner Rosenberger rejected claims 1-3, 5, 7-11, 14-16 and 20.

In the Non-Final Office Action, Examiner Rosenberger asserted the following actions to the specification and to pending claims 1-3, 5, 7-11, 14-16 and 20:

- A. The paragraph beginning on page 5 line 14 requires correction for missing a word.
- B. Claims 5 and 10 were rejected under 35 U.S.C. §112, ¶2, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the Applicants regard as the invention.
- C. Claims 1-3, 7-9, 11 and 14-16 were rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 2,787,834 to Shoup
- D. Claim 20 was rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 4,601,207 to Steblay

The Applicants respectfully request reconsideration and further examination of the present application under 37 CFR § 1.112.